



PUBLIC NOTICE

File Number: NRS 15.051

Pursuant to Chapter 0400-4-7 of the Department's rules, the proposed activity described below has been submitted for approval under an Aquatic Resource Alteration Permit and §401 Water Quality Certification. This notice is intended to inform interested parties of this permit application and to ask for comments and information necessary to determine possible impacts to water quality. No decision has been made whether to issue or deny this application.

APPLICANT: Honorable Curtis Hayes
Mayor, Town of Livingston
301 McHenry Circle
Livingston, TN 38570
(931) 823-1269

LOCATION: The project is located south of W Main Street between S McHenry Street and S Spring Street; Livingston, Overton County.; Lat 36.381937; long -85.323613

PROJECT DESCRIPTION: The proposed project will consist of the construction of a park.

Current land use is maintained open field. The property contains a manmade linear emergent wetland of 0.14 acres at the toe of slope along S McHenry Street. It consists primarily of cattail, box elder, silver maple and privet.

As compensatory mitigation for the wetland impacts to 0.14 acres, the applicant proposes to purchase 0.5 from the Tennessee Mitigation Fund (TMF) In-Lieu Fee program.

DEGRADATION: In accordance with the Tennessee Antidegradation Statement (Rule 0400-40-03-.06), the division has determined that the proposed activities will result in degradation to water quality.

WATERSHED / WATERBODY DESCRIPTION: The proposed project lies within the Cumberland Cordell Hull (HUC 05130106) watershed. More information can be found at <http://www.state.tn.us/environment/cordellhullwatersheds/.shtml>

PERMIT COORDINATOR: Mike Lee

FACTORS CONSIDERED: In deciding whether to issue or deny a permit, the department will consider all comments of record and the requirements of applicable federal and state laws. In making this decision, a determination will be made regarding the lost value of the resource compared to the value of any proposed mitigation. The department shall consider practicable alternatives to the alteration. The department shall also consider loss of waters or habitat,

diminishment in biological diversity, cumulative or secondary impacts to the water resource, and adverse impact to unique, high quality, or impaired waters.

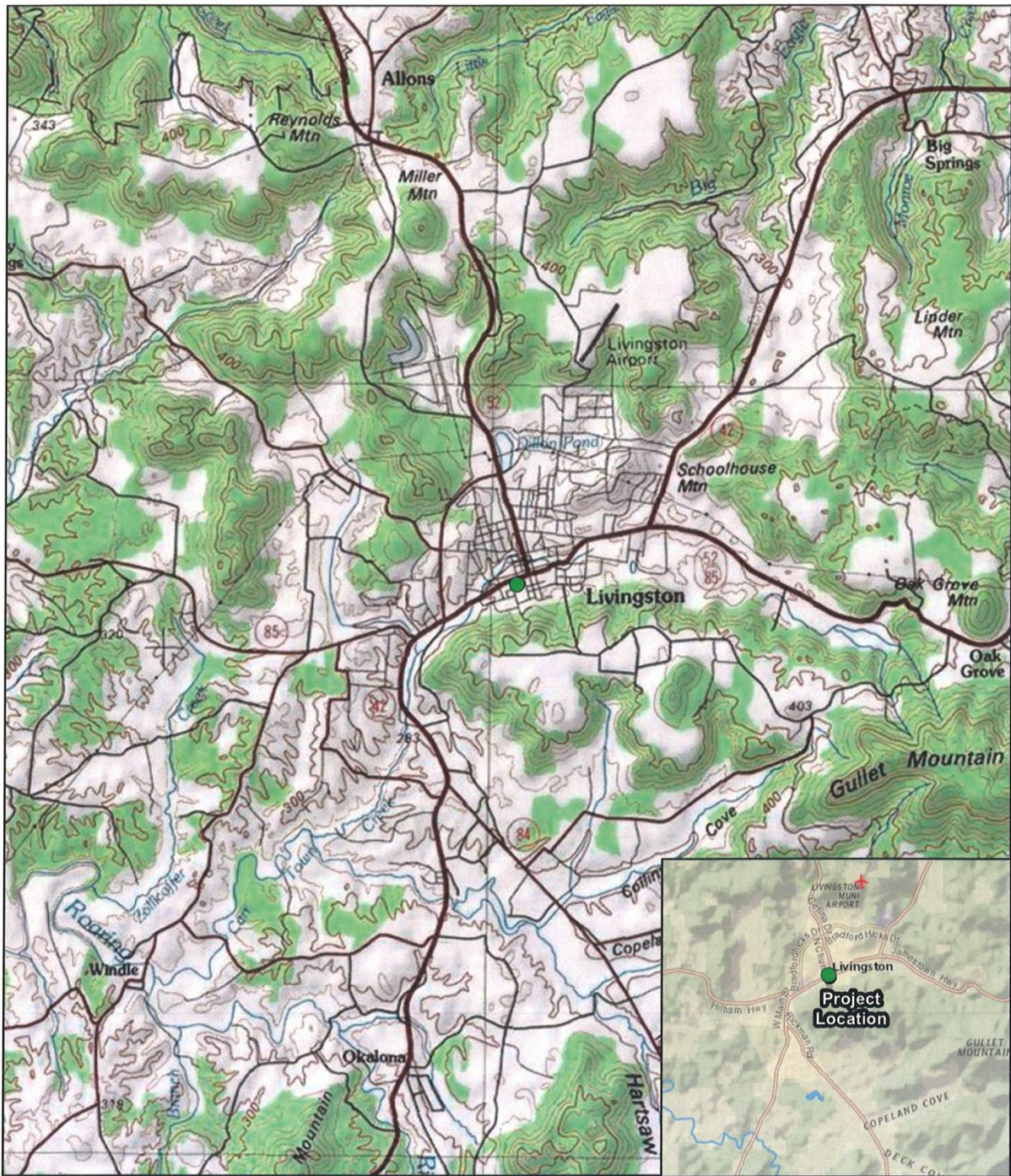
COMMENTING: Persons wishing to comment on the proposal are invited to submit written comments to the department. Written comments must be received within **thirty days of the date that this notice is posted**. Comments will become part of the record and will be considered in the final decision. The applicant's name and permit number should be referenced. Send all written comments to the department's address listed below and to the attention of the permit coordinator.


PUBLIC HEARING: Interested persons may request in writing that the department hold a public hearing on this application. The request must be filed within the comment period, indicate the interest of the person requesting it, the reasons that the hearing is warranted, and the water quality issues being raised. When there is sufficient public interest in water quality issues, the department will hold a public hearing. Send all public hearing request to the department's address listed below and to the attention of the permit coordinator.

APPEAL: A permit appeal may be filed, pursuant to T.C.A. §§ 69-3-105(i) and Rule 0400-40-05, by the permit applicant or by any aggrieved person who participated in the public comment period announced by this notice. This petition must be filed within THIRTY (30) DAYS after public notice of the issuance of the permit. The petition must specify what provisions are being appealed and the basis for the appeal. It should be addressed to the technical secretary of the Tennessee Board of Water Quality, Oil and Gas at the following address: Tisha Calabrese Benton, Director, Division of Water Resources, William R. Snodgrass Tennessee Tower, 312 Rosa L. Parks Ave, 11th floor, Nashville, TN 37243. Any hearing would be in accordance with T.C.A. §§69-3-110 and 4-5-301 et seq.

FILE REVIEW: The permit application, supporting documentation including detailed plans and maps, and related comments are available at the department's address (listed below) for review and/or copying.

Tennessee Department of Environment & Conservation
Division of Water Resources, Natural Resources Unit
William R. Snodgrass Tennessee Tower
312 Rosa L. Parks Avenue, 11th Floor
Nashville, Tennessee 37243



<p>1 Mile</p> <p>1 inch = 5,280 feet Tennessee State Plane (feet) 4100fps North American Datum 1983</p> <p>BWSC BLAIR WARRICK BOWEN & CANNON, INC.</p>	<p>USGS Topographic Map</p> <p>Livingston Central Park Project</p> <p>Livingston, Overton County, Tennessee</p>	<p> Project Location</p>
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Date: 20 February 2015

Figure 3



100
Feet
1 inch = 100 feet
Tennessee State Plane (feet) 4100fps
North American Datum 1983



BWSC
BAND
WAGGONER
BOWEN &
GARDNER, INC.

Approximate Waters of the US Map

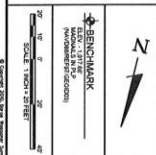
Livingston Central Park Project

Livingston, Tennessee



Wetland

Figure 6

[illegible]

PRELIMINARY
NOT FOR
CONSTRUCTION

DAY

BWSC | **BARGE
WAGGONER
SUMNER &
CANNON, INC.**

201 Commerce Street, Suite 800, Nashville, Tennessee 37201
PHONE (615) 254-1500 FAX (615) 255-6572



Photo 1. View of linear emergent wetland facing southeast from top of culvert.



Photo 2. View of linear emergent wetland facing northwest.